



EXPRESS MAIL NO.: EV 475 142 079 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Wallimann *et al.* Confirmation No.: 4809

Application No.: 09/769,404 Art Unit: 1617

Filed: January 26, 2001 Examiner: Wang, Shengjun

For: METHODS OF TREATING BONE OR
CARTILAGE CONDITIONS BY THE
ADMINISTRATION OF CREATINE

Attorney Docket No.: 8932-296-999
(CAM No.: 232198-999151)

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 20, 2005 of the Primary Examiner finally rejecting claims 1-3, 13-14 and 21-24 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for 1 month(s):
 was filed on
 is submitted herewith.
2. A timely response to the final rejection has been filed.
3. A fee in the amount of \$500.00 is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicants have qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:
 Required.
 Not required (Fee paid in prior appeal).
5. Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: January 20, 2006

Ann W. Chen

Ann W. Chen

For: Brian M. Rothery

JONES DAY

222 East 41st Street

New York, New York 10017

(212) 326-3939

(Reg. No. 49,013)

(Reg. No. 35,340)